

Probate Notes for April 8, 2010

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If you wish to continue a matter, please contact the civil division at (530) 406-6704. If you have questions, you may contact the probate examiner at (530) 406-6802 between the hours of 2 and 4 p.m.

CASE: Probate Conservatorship of Juanita Maxine King
Case No. CV PC 09-31

This matter is on calendar for a 12-month review. The conservator has not filed the required account and report. (Prob. Code, § 2620.) The Clerk is directed to give written notice to the conservator directing the conservator to file an account and report and to set the accounting for hearing before the court within 30 days of the date of the notice. (Prob. Code, § 2620.2, subd. (a).) It is recommended to continue this matter to Friday, May 14, 2010, at 9:00 a.m. in Department Fifteen to give the conservator time to file and give notice of the account and report.

The conservator has not paid the \$450.00 court investigator's fee that the court ordered to be paid on October 5, 2009.

It is recommended to approve the court investigator's report.

CASE: Probate Conservatorship of Violet Jacqueline Mraz
Case No. CV PB 05-210

There is no proof of service of the Notice of Hearing on the proposed buyers. (Prob. Code, §§ 2543, subd. (b) and 10308, subd. (c).)

CASE: Probate Conservatorship of Nadyne M. Stinston
Case No. CV PC 08-227

The following are noted:

- (1) The probate note for March 4, 2010, states, "If original bill statements for Shaw Ranch are not available, it is recommended that the conservator file a statement from Shaw Ranch showing all payments made to the facility. (Prob. Code, § 2620, subd. (c)(5).)" The conservator has not filed any evidence supporting disbursements to Shaw Ranch. There is no explanation about why the conservator cannot provide the statement described in the March 4, 2010, probate note at this time.
- (2) The conservator has paid the \$450.00 court investigator's fee.
- (3) It is recommended that the Court deny without prejudice the petition to change the conservatee's residence out of state for the following reasons: (i) the conservator did not use the mandatory Judicial Council Form GC-085, and (ii) the conservator did not provide notice of the petition to all persons named in

attachment 11 of the petition for appointment of probate conservator filed on November 3, 2008 (Prob. Code, § 2352, subd. (c)).

- (4) It is recommended that the Court require the conservator to serve a copy of any petition to change residence on counsel for the conservatee, the Public Defender.